

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Leonard Triem, President
Triem Steel and Processing, Inc.
26th and State Street
Post Office Box 573
Chicago Heights, Illinois 60411

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Re: Compliance Order
Triem Steel Company
EPA ID No. IL D 020958278

Dear Mr. Triem:

Enclosed please find a Compliance Order which specifies this Agency's determination of certain violations by your company of the Resource Conservation and Recovery Act, as amended, (RCRA) 42 U.S.C. 6901 et seq., based on an inspection of your facility at 26th and State Street Chicago Heights, Illinois, on November 20, 1980. The Compliance Order states the reasons for such a determination, establishes a compliance schedule and assesses civil penalties which are collectible should you fail to meet the time specified in the Order for corrective action. This Compliance Order is issued pursuant to Section 3008 of RCRA (42 U.S.C. 6928).

Accompanying the Compliance Order is a Notice of Opportunity for Hearing. Should you desire to contest the Compliance Order, a written request for a hearing is required 30 days from receipt of this Compliance Order.

If you have any questions or desire to request an informal conference for purposes of settlement with Enforcement Division staff, please contact Mr. Anthony Holoska, Enforcement Division, Water & Hazardous Materials Enforcement Branch, Engineering Section, 230 South Dearborn Street, Chicago, Illinois 60604. Phone (312) 353-2110.

Very truly yours,

Sandra S. Gardebring
Director, Enforcement Division

Enclosures

cc: Jack Moore, Manager
Hazardous Waste Program
Illinois Environmental Protection Agency

EPA Region 5 Records Ctr.



360905

George Wolf
Illinois Attorney Generals Office

bcc: Donaldson, Compliance Section/Rosanne Light, Acting Chief, Compliance Section
Office of Water Enforcement, EN-338

✓ Leder
Holoska
Rosemarin
Cho, ASHMD

FD prepared 12/15/80
SV

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION V

IN THE MATTER OF:

TRIEM STEEL AND
PROCESSING, INCORPORATED
EPA ID NO. IL D 020958278

)
) DOCKET NO. EPA-V-W-81-R-13
)
) FINDINGS OF VIOLATION
) AND
) COMPLIANCE ORDER

Pursuant to 42 U.S.C. 6928(a) it has been determined that the above named "person" is in violation of the Resource Conservation and Recovery Act of 1976, as amended, (RCRA). Specifically, it has been determined that Triem Steel and Processing, Incorporated is in violation of regulations promulgated under Subtitle C of RCRA, 42 U.S.C. 6921 et seq., 40 C.F.R. Parts 265.14, 265.16, 265.37, 265.51, 265.73, and 265.403 adopted thereunder.

FINDINGS

1. The facility generates, stores and treats hazardous wastes as defined in 40 C.F.R. 261.31.

2. Pursuant to 40 C.F.R. 265.14 the owner or operator must prevent unknowing entry, and minimize the possibility for unauthorized entry of the site. Danger signs must be posted. The operator was found to be in violation of these requirements, in that there was no fencing and no such signs were posted.

3. Pursuant to 40 C.F.R. 265.16, the owner or operator must conduct specified safety and emergency training and maintain a description and record of such training. The operator was found to be in violation of these requirements, in that no such descriptions and records were available.

4. Pursuant to 40 C.F.R. 265.37, the owner or operator must attempt to make arrangements, as appropriate, with local police, fire departments, and other emergency response agencies for response to emergencies at the facility. The operator did not have any such arrangements made and thus is in violation, based on information obtained during the inspection.

5. Pursuant to 40 C.F.R. 265.51, each owner or operator must have a contingency plan for his facility. The operator was found to be in violation in that a written contingency plan could not be produced at the time of the inspection.

6. Pursuant to 40 C.F.R. 265.73, the owner or operator must keep a written operating record at his facility. The operator was found to be in violation in that a written operating record could not be produced at the time of the inspection.

7. Pursuant to 40 C.F.R. 265.403, the owner or operator must, on a regular basis, inspect the treatment facility. The operator was found to be in violation in that there was no indication that such inspections were regularly conducted.

8. The State of Illinois duly authorized officials have been notified of the above described violations prior to the issuance of this Compliance Order.

ORDER

It is hereby ordered that Triem Steel and Processing, Incorporated take the following corrective actions within the specified times for achieving compliance with Subtitle C of RCRA, 42 U.S.C. 6921 et seq., 40 C.F.R. Parts 265.14, 265.16, 265.37, 265.51, and 265.403.

1. The operator shall submit to the Director, Enforcement Division, Region V, United States Environmental Protection Agency, Attention: Compliance Section, at 230 South Dearborn Street, Chicago, Illinois 60604, within 15 days of receipt of this Order a written detailed explanation of the steps to be taken to comply with this Order.

2. The operator, within 30 days of receipt of this Order, shall achieve compliance with the following requirements.

- a. The site where hazardous waste materials are stored must be entirely isolated by fencing or other appropriate barrier. Danger signs must be installed.
- b. Employee safety and emergency training and recordkeeping of that training must be conducted and maintained.
- c. The operator must attempt to make appropriate arrangements with local emergency response officials with respect to the potential need for the services of these organizations.

3. The owner/operator must notify the U.S. EPA in writing upon achieving compliance with this Order.

A civil penalty of \$1000.00 (One Thousand Dollars) is assessed for each day of noncompliance with the dates specified for taking corrective action, and achieving compliance as specified in this Order.

This Order is entered this 5th day of December, 1980.

NOTICE OF OPPORTUNITY FOR HEARING

The above named person is hereby notified that the above Order shall become final unless said person has requested in writing a public hearing on the Order no later than 30 days from the date this Order is served. Please address any such request to Director, Enforcement Division, Region V, United States Environmental Protection Agency, 230 South Dearborn Street, Chicago, Illinois 60604. Should a hearing be requested within the specified time, a hearing will be promptly conducted.

Dated this 5th day of December, 1980.


John McGuire, Regional Administrator
U.S. Environmental Protection Agency
Region V